IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.14309 of 2008
VINOD SAH & ANR
Versus
STATE OF BIHAR
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2 7.5.2008 Heard Counsel for the petitioners and the A.P.P. representing the State.

There is an allegation of offence under Section 420/406/34 of the Indian Penal Code against the petitioner. The petitioner is admittedly a goldsmith and it is alleged that a boy of 12 years, the nephew of the Informant, had gone to the shop of the petitioner after taking out a gold chain from the ornament box of his mother and when he went to the shop of the petitioner and met the petitioner, the petitioner had taken away that chain by saying that the said chain was worth Rs. 20/- as it was made of brass. The statement of the boy aged about 12 years has also been corroborated by the Informant also.

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In that view of the matter, this Court, realizing that the petitioner is in custody only from 3.1.2008, is not inclined to grant bail to the petitioner at this stage.

The Trial Court is directed to conclude the trial within a period of 1 year from today. In case the trial is not concluded within the aforementioned period, the petitioner will move the Trial Court for grant of bail. In the event the bail is not given to the petitioner on account of pendency of

trial, the Trial Court will also indicate the reason as to why the trial is not concluded within the aforementioned period and only then the petitioner will move before this Court.

Rsh (Mihir Kumar Jha, J.)

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